

YOR919930093US3

Serial Number 10/827,080

REMARKS

Favorable consideration of this application in light of the above amendments and the following remarks is respectfully requested.

Claims 26-28 and 32 are pending in this application. Claims 29-31 are canceled herein. Claim 32 is newly added herein. No claims have been allowed.

Newly added claim 32 finds support within applicant's specification within the first full paragraph on page 19.

Election/Restriction

The Examiner has imposed a restriction requirement that requires applicant to select one of group I apparatus claims 26-28 and group II method claims 29-31. In support of the Examiner's restriction requirement, the Examiner asserts group I and group II claims are related as process of making and product made.

In accord with the Examiner's restriction requirement applicant elects with traverse claims 26-28 and 32 that are directed towards applicant's apparatus claims. Incident thereto, applicant also withdraws from further consideration applicant's method claims 29-31.

In traverse, applicant asserts that applicant's group II method claims and group I product claims are not related as a process of making and a product made for reasons as asserted by the Examiner, since applicant does not believe that practice of applicant's group II method claims leads to a physical structure consonant with applicant's group I claimed apparatus. Applicant rather suggests that restriction of applicant's claims might appropriately be considered within the context of applicant's Fig. 7 and Fig. 8. See also MPEP 806.04(f).

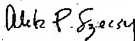
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CONCLUSION

On the basis of the above amendments and remarks, reconsideration of this application, and its early allowance, are respectfully requested.

Any inquiries relating to this or earlier communications pertaining to this application may be directed to the undersigned attorney at 845-838-9251, or Mr. Robert M. Trepp, Esq. at 914-945-3147, at the Examiner's convenience.

Respectfully submitted,



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